

1 Upon review of the court files, the Report of Plaintiff Applied Medical
2 Resources Corporation (“Applied Medical”) on Termination of Bankruptcy
3 Case of Defendant R. John Wagstaff, III (“Mr. Wagstaff”), and the Motion of
4 Applied Medical for Dismissal With Prejudice and Entry of Final Judgment, the
5 Court HEREBY ORDERS as follows:

6 This is an action filed by Applied Medical against Mr. Wagstaff on
7 July 2, 2015, for copyright infringement, trade secret misappropriation, and
8 breach of contract. Mr. Wagstaff answered Applied Medical’s Complaint, and
9 he has not asserted any counterclaim against Applied Medical.

10 On September 1, 2015, Mr. Wagstaff filed a voluntary Chapter 7
11 bankruptcy petition in the U.S. Bankruptcy Court for the Central District of
12 California, Case No. 8:15-bk-14317-SC (the “Wagstaff Bankruptcy Case”). On
13 January 28, 2016, the Wagstaff Bankruptcy Case terminated, and Mr. Wagstaff
14 received a discharge under 11 U.S.C. § 727.

15 In view of Mr. Wagstaff’s discharge in bankruptcy and of discovery
16 obtained by Applied Medical in the Wagstaff Bankruptcy Case, Applied
17 Medical requested, and the Court Ordered, that all of Applied Medical’s claims
18 against Mr. Wagstaff in this action shall be dismissed with prejudice.

19 This is a Final Judgment pursuant to Rule 58 of the Federal Rules of Civil
20 Procedure. Each party shall bear its or his own costs and attorneys’ fees.

21 **IT IS SO ORDERED.**

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23 Dated: March 30, 2016 _____



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28 UNITED STATES DISTRICT JUDGE